

## §4190.1

for seedling establishment when climatic conditions and space allow.);

(viii) Conservation of Federal threatened or endangered, Proposed, Category 1 and 2 candidate, and other special status species is promoted by the restoration and maintenance of their habitats;

(ix) Native species are emphasized in the support of ecological function;

(x) Non-native plant species are used only in those situations in which native species are not readily available in sufficient quantities or are incapable of maintaining or achieving properly functioning conditions and biological health;

(xi) Periods of rest from disturbance or livestock use during times of critical plant growth or regrowth are provided when needed to achieve healthy, properly functioning conditions (The timing and duration of use periods shall be determined by the authorized officer.);

(xii) Continuous, season-long livestock use is allowed to occur only when it has been demonstrated to be consistent with achieving healthy, properly functioning ecosystems;

(xiii) Facilities are located away from riparian-wetland areas wherever they conflict with achieving or maintaining riparian-wetland function;

(xiv) The development of springs and seeps or other projects affecting water and associated resources shall be designed to protect the ecological functions and processes of those sites; and

(xv) Grazing on designated ephemeral (annual and perennial) rangeland is allowed to occur only if reliable estimates of production have been made, an identified level of annual growth or residue to remain on site at the end of the grazing season has been established, and adverse effects on perennial species are avoided.

[60 FR 9969, Feb. 22, 1995, as amended at 61 FR 59835, Nov. 25, 1996]

### Subpart 4190—Effect of Wildfire Management Decisions

#### §4190.1 Effect of wildfire management decisions.

(a) Notwithstanding the provisions of 43 CFR 4.21(a)(1), when BLM determines that vegetation, soil, or other

## 43 CFR Ch. II (10–1–05 Edition)

resources on the public lands are at substantial risk of wildfire due to drought, fuels buildup, or other reasons, or at immediate risk of erosion or other damage due to wildfire, BLM may make a rangeland wildfire management decision effective immediately or on a date established in the decision. Wildfire management includes but is not limited to:

(1) Fuel reduction or fuel treatment such as prescribed burns and mechanical, chemical, and biological thinning methods (with or without removal of thinned materials); and

(2) Projects to stabilize and rehabilitate lands affected by wildfire.

(b) The Interior Board of Land Appeals will issue a decision on the merits of an appeal of a wildfire management decision under paragraph (a) of this section within the time limits prescribed in 43 CFR 4.416.

[68 FR 33804, June 5, 2003]

### Group 4200—Grazing Administration; Alaska; Livestock

#### PART 4200—GRAZING ADMINISTRATION; ALASKA; LIVESTOCK

AUTHORITY: 43 U.S.C. 316, 316a–316o; 32 U.S.C. 1701 *et seq.*

#### §4200.1 Authority for grazing privileges.

The BLM is authorized under the Alaska Livestock Grazing Act (Act of March 4, 1927, 43 U.S.C. 316, 316a–316o) to lease to qualified applicants the grazing privileges on the grazing districts established in Alaska.

[63 FR 51855, Sept. 29, 1998]

### Group 4300—Grazing Administration; Alaska; Reindeer; General

NOTE: The information collection requirements contained in subpart 4320 of Group 4300 have been approved by the Office of Management and Budget under 44 U.S.C. 3507 and assigned clearance number 1004–0024. The information is being collected to permit the authorized officer to determine whether an application to utilize the public lands in Alaska for reindeer grazing should be granted. The information will be used to make

## Bureau of Land Management, Interior

## § 4300.1

this determination. The obligation to respond is required to obtain a benefit.

[48 FR 40890, Sept. 12, 1983]

### PART 4300—GRAZING ADMINISTRATION; ALASKA; REINDEER; GENERAL

#### GENERAL INFORMATION

Sec.

4300.1 What is a reindeer?

4300.2 Is there a special form for my application?

#### BEFORE YOU APPLY FOR A REINDEER GRAZING PERMIT

4300.10 On what types of public land can I obtain a reindeer grazing permit?

4300.11 Who qualifies to apply for a permit?

4300.12 What is the definition of a Native?

#### APPLYING FOR A GRAZING PERMIT

4300.20 How do I apply for a permit?

4300.21 What must I include in my application?

4300.22 What fees must I pay?

4300.23 After I file my application, can I use the land before BLM issues my permit?

4300.24 Does my filed application mean that no one else can file an application?

4300.25 Does my filed application mean I will automatically receive a permit?

#### PROTESTS AGAINST A GRAZING PERMIT APPLICATION

4300.30 Can someone else protest my permit application?

#### CONDITIONS OF YOUR APPROVED PERMIT

4300.40 How long can I graze reindeer with my permit?

4300.41 What will the permit say about the number of reindeer and where I can graze them?

4300.42 If I have existing improvements on the land, will these be allowed in the initial permit?

4300.43 What should I do if I want to construct and maintain improvements on the land?

4300.44 Are there any major restrictions on my grazing permit that I might otherwise think are allowed?

4300.45 Must I submit any reports?

#### CHANGES THAT CAN AFFECT YOUR PERMIT

##### Other Uses of the Land

4300.50 Are there other uses of the land that may affect my permit?

4300.51 Will I be notified if another use, disposal, or withdrawal occurs on the land?

4300.52 Can other persons use the land in my permit for mineral exploration or production?

#### CHANGES IN THE SIZE OF THE PERMIT AREA

4300.53 Can BLM reduce the size of the land in my permit?

4300.54 Can BLM increase the size of the land in my permit?

4300.55 What if I don't agree with an adjustment of my permit area?

#### PERMIT RENEWALS

4300.57 How do I apply for a renewal of my permit?

4300.58 Will the renewed permit be exactly the same as the old permit?

#### ASSIGNING YOUR PERMIT TO ANOTHER PARTY

4300.59 If I want to assign my permit to another party, when must I notify BLM?

4300.60 What must be included in my assignment document?

4300.61 Can I sublease any part of the land in my permit?

#### CLOSING OUT YOUR PERMIT

4300.70 May I relinquish my permit?

4300.71 Under what circumstances can BLM modify, reduce or cancel my permit?

4300.72 May I remove my personal property or improvements when the permit expires or terminates?

#### REINDEER CROSSING PERMIT

4300.80 How can I get a permit to cross reindeer over public lands?

#### TRESPASS

4300.90 That is a trespass?

AUTHORITY: 25 U.S.C. 500k, and 43 U.S.C. 1701 *et seq.*

SOURCE: 63 FR 55550, Oct. 16, 1998, unless otherwise noted.

#### GENERAL INFORMATION

##### § 4300.1 What is a reindeer?

Reindeer, *Rangifer tarandus*, are a semi-domesticated member of the deer family, Cervidae. They are essentially the same animal as their wild cousins, the caribou, but tend to be smaller than caribou. Reindeer and caribou are different subspecies of the same family, genus, and species. The term "reindeer" includes caribou that have been introduced into animal husbandry or have joined reindeer herds, the offspring of these caribou, and the offspring of reindeer.